

STATE OF NEW HAMPSHIRE
Executive Council

JOSEPH D. KENNEY
EXECUTIVE COUNCILOR
DISTRICT ONE



STATE HOUSE ROOM 207
107 NORTH MAIN STREET
CONCORD, NH 03301
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To: All Cities and Towns in District One
From: Executive Councilor Kenney
Date: March 13, 2015

The Governor and Executive Council met on Friday, March 13, 2015 at the State House, Concord, NH and considered an agenda of approximately 44 items.

The next scheduled Governor and Council meeting will be held on Wednesday, March 25, 2015 at 10:00 AM in the Council Chamber at the State House in Concord, NH. These meetings are open to the public.

The items below in ***Bold/Italics*** are of significance to District One.

CONSENT CALENDAR AGENDA

#1 MOP 150, I, B (1): Expenditure Approvals

INSURANCE DEPARTMENT

#A. Authorized to enter Marlene Sawicki into an Educational Tuition Agreement with College for America at Southern NH University, to participate in 24 Completed Projects during the period of April 1, 2015 to October 1, 2015, and to pay said costs not to exceed \$1,250. **Agency Income. Vote 4-1 (Van Ostern Recused)**

STATE TREASURY

#B. Authorized to issue a warrant from funds not otherwise appropriated in the amount of \$137,703 and the State Treasurer to issue checks in the amount of \$137,703.17 to the rightful owners of abandoned or unclaimed funds.
Unanimous Vote

#2 MOP 150, I, B (2): Approval of Acceptances

NEW HAMPSHIRE FISH AND GAME DEPARTMENT

#A. Authorized to accept a 2015 ProLine Enclosed Aluminum Trailer with accessories valued at approximately \$6,120 to be donated to the Law Enforcement Division. **Unanimous Vote**

DEPARTMENT OF EDUCATION

#B. Authorized the Division of Career Technology and Adult Learning, Bureau of Career Development, to accept a donation in the amount of \$500. **Unanimous Vote**

Entire Counties of Coos and Grafton, the incorporated place of Hale's Location, the towns of Albany, Alton, Andover, Bartlett, Brookfield, Center Harbor, Chatham, Conway, Cornish, Croydon, Danbury, Eaton, Effingham, Freedom, Gilford, Grantham, Hart's Location, Hill, Jackson, Madison, Meredith, Middleton, Milton, Moultonborough, New Durham, New Hampton, New London, Newport, Ossipee, Plainfield, Sanbornton, Sandwich, Springfield, Sunapee, Tamworth, Tilton, Tuftonboro, Wakefield, Wilmot, and Wolfeboro, and the cities of Claremont and Laconia.

DEPARTMENT OF TRANSPORTATION

#C. *Authorized to accept 20,100 trash bags, with a reported value of \$2,129.26, from NH the Beautiful Inc., for use in the Sponsor-a-Highway Program. Unanimous Vote*

#3 MOP 150, I, B (3): Reports and Findings

INSURANCE DEPARTMENT

#A. Authorized to accept and place on file the 163rd Annual Report for fiscal year 2014. **Unanimous Vote**

DEPARTMENT OF ENVIRONMENTAL SERVICES

#B. Authorized to accept and place on file the 2014 annual report. **Unanimous Vote**

DEPARTMENT OF TRANSPORTATION

#C. Authorized to accept and place on file the Monthly Equipment Acquisition Plan status report for the period ending January 31, 2015. **Unanimous Vote**

#4 MOP 150, I, B (4): Nominations, Confirmations and Appointments

THE ADJUTANT GENERAL'S DEPARTMENT

#A. Authorized the nomination of Captain Shelley M. Landry, South Berwick, ME, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified. **Unanimous Vote**

THE ADJUTANT GENERAL'S DEPARTMENT

#B. Authorized the nomination of Captain Sherri L. Pierce, Barrington, NH, for promotion to the rank of Major, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified. **Unanimous Vote**

THE ADJUTANT GENERAL'S DEPARTMENT

#C. Authorized the nomination of Major Brian R. Jusseaume, Stratham, NH, for promotion to the rank of Lieutenant Colonel, NH Air National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, morally, and professionally qualified. **Unanimous Vote**

THE ADJUTANT GENERAL'S DEPARTMENT

#D. Authorized the confirmation of Major David R. Mattimore, Hampton, NH, for promotion to the rank of Lieutenant Colonel, NH Army National Guard. **Unanimous Vote**

DEPARTMENT OF JUSTICE

#E. Authorized to appoint Kenneth A. Sansone as an Attorney at a salary level of \$73,000. Effective upon G&C approval or March 25, 2015, whichever is latter. **Unanimous Vote**

DEPARTMENT OF JUSTICE

#F. Authorized to appoint John W. Garrigan as an Attorney at a salary level of \$56,500. Effective upon G&C approval or March 16, 2015, whichever is latter. **Unanimous Vote**

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Human Resource Management

[#5](#) Authorized to make a **retroactive** one-time payment from SFY 2015 funds to Thomas Tirrell, Mental Health Worker III, NH Hospital, in the amount of \$1,295.03 to compensate for wages that were not paid for SFY 2014. **27% General, 31% Federal, 42% Agency Funds. Unanimous Vote**

[#6](#) Authorized to make a **retroactive** one-time payment from SFY 2015 funds to Radi Roberge, Case Technician I, Division of Child Support Services, in the amount of \$974.99 to compensate the employee for wages that were not paid for SFY 2014. **66% Federal, 29.38% General, 4.62% Other Funds. Unanimous Vote**

Division for Children, Youth & Families

[#7](#) Authorized to accept private funds in the amount of \$5,875 for the Spark NH Early Childhood Advisory Council, to fund a workshop entitled "Collective Impact: Improving Early Childhood Outcomes in NH". Effective upon GC approval through April 30, 2015. **100% Other (Private Grant) Funds. Unanimous Vote**

[#8](#) Authorized to enter into an agreement with Paula Carrier, Somersworth, NH, to provide consultation, recruitment, and parent leadership in an amount not to exceed \$49,583.33. Effective upon G&C approval through June 30, 2016. **100% Federal Funds. Unanimous Vote**

Bureau of Homeless and Housing Services

[#9](#) Authorized to amend an agreement with Families in Transition Inc., Manchester, NH (originally approved by G&C on 12-3-14, item #15), to provide affordable permanent housing and supportive services to chronically homeless individuals with disabilities, by increasing the price by \$2,063 from \$156,421 in an amount not to exceed \$158,484. Effective upon G&C approval through the original end date of December 31, 2015. **100% Federal Funds. Unanimous Vote**

[#10](#) *Authorized to amend a sole source agreement with Tri-County Community Action Program Inc., Berlin, NH (originally approved by G&C on 10-2-13, item #37), for the provision of housing services to homeless individuals, by increasing the price by \$79,829 from \$655,413 to \$735,242. Effective retroactive to July 1, 2014 through June 30, 2015. The funding for the increased amount is 100% Federal Funds. Unanimous Vote*

Division of Public Health Services

[#11](#) Authorized the Bureau of Population Health and Community Services, Healthy Eating and Physical Activity Section, Combined Chronic Disease Program to enter into an agreement with Keene State College, Keene, NH, to provide nutrition consultation and implement a statewide Healthy Eating and Sodium Reduction pilot project, in an amount not to exceed \$99,300. Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Unanimous Vote**

[#12](#) *Authorized to enter into an agreement with the North Country Health Consortium, Littleton, NH, to improve hypertension management and care to reduce the risk of heart disease and stroke for NH residents living with hypertension in the North Country Public Health Region, in an amount not to exceed \$80,000. Effective upon G&C approval through June 30, 2016. 100% Federal Funds. Unanimous Vote*

[#12A](#) Authorized the Bureau of Public Health Protection to enter into an agreement with Decade Software Company LLC, Fresno, CA, to implement and provide ongoing hosting of a Licensing and Inspection Information System, in an amount not to exceed \$462,535. Effective upon G&C approval through March 30, 2020. **56% General, 44% Other Funds. Unanimous Vote**

Bureau of Developmental Services

#13 Authorized Special Medical Services to hold a conference, “Children & Families Collaboration 2015” for Department staff and contractors who serve children and families with various special health care needs and complex conditions on April 16, 2015 at the Executive Court Inn and Conference Center in Manchester, NH, for a total cost not to exceed \$9,512. (2) Further Authorized an advance payment of \$2,000 to the Executive Court Banquet Facility, Manchester, NH, to secure date and facility. Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Unanimous Vote**

DEPARTMENT OF TRANSPORTATION

#14 Authorized the Bureau of Right of Way to transfer two parcels of State owned land consisting of 6,055 square feet and 6,020 square feet, both located in the Limited Access Right-of-Way of the Spaulding Turnpike Exit 7 southbound off/on ramps, to 7 South LLC in exchange for 7 South LLC transferring to the Department of Transportation two parcels of land owned by them consisting of 6,046 square feet and 6,020 square feet, also located adjacent to the Spaulding Turnpike Exit 7 southbound off/on ramps, and for the Department to control the access point to the property owned by 7 South LLC and limit the access to one point of access to Central Ave. This is a no cost transfer except for the Department assessing an Administrative Fee of \$1,100. (2) Further Authorized to emendate the Return of Highway Layout and to adjust the limits of the Spaulding Turnpike Limited Access Right of Way for the disposal of the above-mentioned parcels. **Unanimous Vote**

#15 Authorized the Bureau of Right-of-Way to sell a 0.54 +/- of an acre parcel of State owned land located on the southeasterly corner of NH Route 28 and Harris Road in the Town of Windham to Michael Terrizzi and Jon McGlashan and/or assigns for \$77,500 plus a \$1,100 Administrative Fee. (2) Further Authorized to compensate Shea Commercial Properties Inc., from the proceeds of the subject sale in the amount of \$4,650 for real estate services. Effective upon G&C approval. The Net proceeds are \$72,850. Originally purchased with 78.8% Federal, 21.2% Highway Funds. **Unanimous Vote**

#16 *Authorized the Bureau of Materials & Research to amend a sole source Cooperative Research and Development Agreement with the US Army Engineer Research and Development Center Cold Regions Research and Engineering Laboratory, Hanover, NH, (originally approved by G&C on 11-20-13, item #70), to conduct a cooperative research study evaluating the potential structural benefits of including reinforcement grid in the base course layer or asphalt concrete layer of flexible pavement systems, by extending the completion date from March 31, 2015. Effective upon G&C approval. No Additional Funding. Unanimous Vote*

DEPARTMENT OF REVENUE ADMINISTRATION

#17 Authorized to enter into a contract with Delta Management Associates in order to provide a full range of services to collect accounts of taxpayers residing out-of-state or with out-of-state assets. As payment for services, the contractor will retain 12.9 percent from any funds recovered. Effective upon G&C approval through April 1, 2016. **Unanimous Vote**

#18 Authorized to place Ms. Susan Lambert at the second step (NH First equivalent Step 3) for the position of Multi-Entity Tax Auditor, of the Audit Division, Position #9U586, unclassified salary grade CC, earning \$63,614.03 annually. Effective upon G&C approval. **100% General Funds. Unanimous Vote**

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

#19 Authorized the Division of Pesticide Control to budget and expend revenue funds totaling \$95,000 received from various pesticide licenses. These funds are needed for class 075 Grants to fulfill the scope of work with various grantees. Effective upon G&C approval through June 30, 2015. **100% Other Funds – Integrated Pest Management. Unanimous Vote**

[#20](#) Authorized the Division of Regulatory Services to budget and expend carry forward funds from State Fiscal Year 2014, in the amount of \$4,348 for various expenses, to fulfill the scope of work of the Risk Management grant program. Effective upon G&C approval through June 30, 2015. **100% Other Funds – Risk Management. Unanimous Vote**

[#21](#) Authorized the Division of Regulatory Services to budget and expend carry forward funds from State Fiscal Year 2014, in the amount of \$2,498 for various expenses, to fulfill the scope of work of the Risk Management grant program. Effective upon G&C approval through June 30, 2015. **100% Other Funds – Risk Management. Unanimous Vote**

INSURANCE DEPARTMENT

[#22](#) Authorized to enter into a contract with Compass Health Analytics Inc., Portland, ME, to assist in the development of updated network adequacy standards, in the amount of \$192,800. Effective upon G&C approval through March 31, 2016. **100% Federal Funds. Unanimous Vote**

[#23](#) Authorized to enter into a contract with Risk and Regulatory Consulting LLC, Farmington, CT, for the provision of consulting services in connection with 2014 annual financial analysis and training on the implementation of risk branding into the Insurer Profile Summary that is required starting with 2014 annual financial analysis, in the amount of \$24,570. Effective upon G&C approval through May 15, 2015. **100% Department Funds. Unanimous Vote**

NEW HAMPSHIRE EMPLOYMENT SECURITY

[#24](#) Authorized to enter into a one-year contract with FIAI Inc., d/b/a Cross Insurance, Manchester, NH, to purchase commercial property and general liability coverage, in an amount not to exceed \$64,876. Effective April 1, 2015 through March 31, 2016. **100% Federal Funds. Unanimous Vote**

DEPARTMENT OF CORRECTIONS

[#25](#) Authorized to create new expenditure classes and to transfer \$692,139 within and among accounts to reallocate appropriations and cover budget shortfalls. Effective upon G&C approval through June 30, 2015. **95% General, 5% Other Funds. Fiscal Committee approved. Unanimous Vote**

NEW HAMPSHIRE LIQUOR COMMISSION

[#26](#) Authorized the Indirect Cost Allocation Plan for State Fiscal Year 2015, which reflects the operating expenses of each state store and the expenses of the Commission and then allocated to all state stores on a consistent, rational basis. **Fiscal Committee approved. Unanimous Vote**

[#27](#) Authorized to continue one Human Resources Technician, position #8T2872, salary grade 17 in a temporary status through March 25, 2016, with an estimated cost of \$57,283. **100% Liquor Funds. Unanimous Vote**

DEPARTMENT OF RESOURCES AND ECONOMIC DEVELOPMENT

[#28](#) Authorized to accept and place on file the Division of Parks and Recreations report of transfer of funds for the quarter ending December 31, 2014. **Unanimous Vote**

DEPARTMENT OF ENVIRONMENTAL SERVICES

[#29](#) Authorized to reallocate federal grant funds in the amount of \$76,500 to the appropriate classes, transfer funds in and out of class codes consistent with the federal grant work plan, within federal funded areas of the state operating budget where such transfers do not result in an over-expenditure of any grant. Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Fiscal Committee approved. Unanimous Vote**

[#30](#) Authorized to transfer federal funds in the amount of \$53,870 between classes within accounting unit, Water Planning, for better use of appropriated funds. Effective upon G&C approval through June 30, 2015. **100% Federal Funds. Fiscal Committee approved. Unanimous Vote**

[#31](#) *Authorized to accept and place on file the report for State Fiscal Year 2014 on the Milfoil and other Exotic Plants Prevention Program, including a description of prevention and research projects funded by the Program and the extent of aid to municipalities or subdivisions of the state, non-profit corporations, and research institutions.* **Unanimous Vote**

[#32](#) Authorized to award a **sole source** grant to The Nature Conservancy, NH Chapter, Concord, NH, in the amount of \$45,998 to conduct spatial analyses that will result in the identification of lands in NH's coastal watershed that, if protected, would mitigate flood risk, reduce pollution, and protect drinking water supplies to supplement the existing *Land Conservation Plan for NH's Coastal Watersheds*. Effective upon G&C approval through May 31, 2016. **100% Federal Funds. Unanimous Vote**

[#33](#) Authorized to award a grant to the Town of Newmarket, NH, in the amount of \$57,793 to analyze flood risk and design practices that simultaneously reduce flooding and pollution in the Moonlight Brook Watershed. Effective upon G&C approval through June 30, 2016. **100% Federal Funds. Unanimous Vote**

[#34](#) Authorized to enter into a **sole source** Joint Funding Agreement with the US Geological Survey, Pembroke, NH, to conduct state-wide spatial analyses and hydrologic modeling to project the impacts of increased temperature and precipitation on stream flow and groundwater recharge, in the amount of \$80,000. Effective upon G&C approval through June 30, 2016. **100% Federal Funds. Unanimous Vote**

[#35](#) Authorized to amend a loan agreement with the Pennichuck East Utility Inc., Merrimack, NH, (originally approved by G&C on 5-23-14, item #60), to finance water system improvements, by increasing the loan amount by \$510,000 from \$550,000 to \$1,060,000. Effective upon G&C approval. **100% Drinking Water State Revolving Loan Fund Repayment Funds. Unanimous Vote**

[#36](#) *Authorized to amend a loan agreement with the Conway Village Fire District, Conway, NH (originally approved by G&C on 7-11-12, item #67), to finance water system improvements, by increasing the loan amount by \$600,000 from \$2,900,000 to \$3,500,000. Effective upon G&C approval.* **100% Drinking Water State Revolving Loan Fund Repayment Funds. Unanimous Vote**

[#37](#) Authorized Martha Stolzer's request to perform work on the Piscataqua River in Portsmouth. **Unanimous Vote**

[#38](#) Authorized Nancy Hall's request to perform work on the Piscataqua River Back Channel in New Castle. **Unanimous Vote**

[#39](#) Authorized Nancy Hall's request to perform work on the Piscataqua River Back Channel in New Castle.

[#40](#) Authorized Lisa and Robert Hall's request to perform work on the Bellamy River in Dover. **Unanimous Vote**

DEPARTMENT OF ADMINISTRATIVE SERVICES

[#41](#) Authorized that \$97,173,040 be lapsed from the Working Capital Warrant for the months of August (15-02) through December 2014 (15-06). (2) Further Authorized a Working Capital Warrant in the amount of \$400,000,000 to cover expenditures for the month of April 2015. **Unanimous Vote**

[#42](#) **TABLED** a new chapter of the Manual of Procedures, DAS MOP 1625 ("Procurement Cards"). Effective upon G&C approval. **(Van Ostern and Pappas vote NO to Table)**

#43 Authorized the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval. **Unanimous Vote**

#44 *Authorized the Bureau of Court Facilities to make a retroactive payment to Dwight & Sons Contracting LLC, Center Conway, NH, for an invoice dated March 2, 2015, in the amount of \$38,450 for emergency services that were provided to remove snow at several state owned court facilities from February 16, 2015 through February 27, 2015. 100% Transfer Funds (transfer from AOC). Unanimous Vote*

TABLED ITEMS

#4 MOP 150, I, B (5): Other Items

DEPARTMENT OF TRANSPORTATION *(Tabled at 2/25/15 G&C Meeting)*

#C. Removed from the Table-FAILED – Councilor Sununu requested that this item be removed from the consent calendar for discussion. Following discussion, The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Sununu, and with Councilor Kenney voting **no**, voted to **table** the request of the Bureau of Rail & Transit to amend a contract with HDR Engineering Inc., Omaha, NE, and Boston, MA (originally approved by G&C on 6-5-13, item #230), for the Plaistow Commuter Rail Extension Study, by extending the completion date from March 31, 2015 to July 1, 2015. No Additional Funding. **Unanimous Vote**

DEPARTMENT OF TRANSPORTATION *(Tabled at 2/11/15 G&C Meeting)*

#16 WITHDRAWN – The Governor and Council on motion of Councilor Van Ostern, seconded by Councilor Pappas, voted to **table** the request of the Bureau of Highway Maintenance to enter into a lease-purchase agreement with Summa Humma d/b/a MB Tractor & Equipment, Concord, NH, for lease-purchase of several pieces of heavy equipment, in the amount of \$903,160.80. (2) Further Authorized to enter into a lease-purchase agreement with Chadwick BaRoss, Concord, NH, for lease-purchase of several pieces of heavy equipment, in the amount of \$143,423.40. Effective upon G&C approval through January 1, 2018. (3) Further Authorized to enter into a credit financing agreement with Kansas State Bank of Manhattan, Manhattan, KS, in an amount not to exceed \$1,051,952.76 for the credit financing of the agreements above. Effective upon G&C approval through February 1, 2018. **98% Highway, 2% Other Funds.**

The following individuals from District One were nominated by Governor Hassan to serve on State Boards and Commissions.

Jason Tors, Sugar Hill, NH to the State Council on the Arts

The Executive Council welcomes public input on nominations that are brought forward by the Governor for consideration and confirmation.

If you have any interest in serving on any of the 300+ State Boards or Commissions please send a letter of interest along with a resume, to Jennifer Kuzma in care of the Governor's office and a copy to Executive Councilor Kenney. A list of Boards and Commissions can be found at [Http://www.sos.nh.gov/redbook/index.htm](http://www.sos.nh.gov/redbook/index.htm).

Please feel free to contact me with any concerns or support for any of the above individuals or any other issues you might have.